IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

SATURDAY, THE 1ST DECEMBER 2007 / 10TH AGRAHAYANA 1929

WP(C).No. 33591 of 2007(Y)

PETITIONER:

M. IBRAHIMKUTTY,
THODIYULLA PUTHEN VEEDU, VAKKANAD P.O.,
KOTTARAKKARA, KOLLAM, REPRESENTED BY THE POWER OF ATTORNEY HOLDER, M.ALIYARUKUTTY.

BY ADV. SRI.K.V.GOPINATHAN NAIR

RESPONDENT:

THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY, KOLLAM.

BY GOVERNMENT PLEADER SRI. M.R. SABU

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.33591/2007 Y

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE PROCEEDINGS DTD. 28/10/2004.**

EXT.P2: **COPY OF THE PROCEEDINGS OF THE RESPONDENT DTD. 3/01/2006.**

EXT.P3: **COPY OF THE ORDER OF THE TRIBUNAL IN MVARP.NO. 62/2006 DTD. 24/06/2006.**

EXT.P4: **COPY OF THE ORDER RESTORING THE TIMINGS DTD. 29/08/2006.**

EXT.P5: **COPY OF THE REMINDER SUBMITTED BY THE PETITIONER DTD. 16/10/2007.**

/TRUE COPY/

P.A.TO JUDGE

KSS

ANTONY DOMINIC, J.

W.P.(C)NO.33591 OF 2007 - Y

Dated this the 1st day of December, 2007.

JUDGMENT

The complaint in this writ petition is regarding non-implementation of the directions in Ext.P3, the order of the STAT in M.V.A.R.P.No.62/2006. By the aforesaid order, the S.T.A.T disposed of the revision, restoring the timing order dated 28.10.2004 and that part of the order, the petitioner submits, has been complied with as per Ext.P4. However, the complaint now raised is that the direction to consider whether there was change of circumstance necessitating revision of timings and to pass appropriate orders in this behalf has not been complied with. S.T.A.T order is dated 24th June, 2006 and, therefore, there is no justification for further delay in complying with the order.

Accordingly, I dispose of this writ petition directing that the respondent shall comply with the order of the S.T.AT to the extent referred to above as early as possible, at any rate, within four weeks from the date of receipt of a copy of this judgment.

ANTONY DOMINIC, JUDGE.

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